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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, DC 20503

APPLICATION NUMBER	FILING RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09 995,542	11 28 2001	John Shutter	00,658-A

CONFIRMATION NO. 9323

FORMALITIES LETTER



OC000000007240535

Donald L. Zuhn
McDonnell Boehnen Hulbert & Berghoff
32nd Floor
300 S. Wacker Drive
Chicago, IL 60606

Date Mailed 12/28/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing
A properly signed oath or declaration in compliance with 37 CFR 1.63 identifying the application by the above Application Number and Filing Date is required
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter
- **The balance due by applicant is \$ 130.**

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

02/21/2002 NM0HAMM1 00000005 09995542

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130.00 DP



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 00-658-A)

PATENT

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In the Application of:)
Shutter, et al.) Before the Examiner:
Serial No. 09 995,542)
Filed: November 28, 2001) Group Art Unit: 1645
For: ATP-Binding Cassette Transporter-Like) Confirmation No.: 9323
Molecules and Uses Thereof)

TRANSMITTAL LETTER

Box MISSING PARTS
Commissioner for Patents
Washington, D.C. 20231

Sir:

In regard to the above-identified application:

1. We are transmitting herewith the attached
 - a. Response to Notice to File Missing Parts of Application
 - b. Executed copy of Oath or Declaration
 - c. Copy of the Notice to File Missing Parts of Application
 - d. Return Receipt Postcard
2. With respect to additional fees:
 - a. An additional fee of \$130.00 is required.
3. A check in the amount of \$130.00 is enclosed.
4. Please charge any deficiency in the amount due, or credit any overpayment, to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
5. **CERTIFICATE OF MAILING UNDER 37 CFR § 1.8:** The undersigned hereby certifies that this Transmittal Letter and the papers, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as "First Class Mail" in an envelope addressed to: Box MISSING PARTS, Commissioner for Patents, Washington, D.C. 20231, on this **24th** day of **January, 2002**.

By:

Donald L. Zuhn
Reg. No. 48,710



PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Case No. 00-658-A)

In the Application of:

Shutter, et al.

Serial No. 09 995,542

Filed: November 28, 2001

For: ATP-Binding Cassette Transporter-Like
Molecules and Uses Thereof

Before the Examiner:

Group Art Unit: 1645

Confirmation No.: 9323

COPY OF PAPERS
ORIGINALLY FILED

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL
APPLICATION MAILED DECEMBER 28, 2001**

Box MISSING PARTS
Commissioner for Patents
Washington, D.C. 20231

Sir

Responsive to the Notice to File Missing Parts mailed December 28, 2001, Applicants submit herewith an executed copy of their Declaration, pursuant to 37 C.F.R. §§1.63 and 1.68.

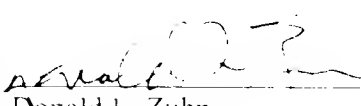
A check for \$130, in payment of the oath or declaration surcharge, is enclosed.

Respectfully submitted,

McDonnell Boehnen Hulbert & Berghoff

Date January 24, 2002

By:


Donald L. Zuhn
Reg. No. 48,710